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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of)
J. ERIC BERGE) FOR: VACUUM PNEUMATIC
Serial No.: 09/364,794) SYSTEM FOR CONVEYANCE
Filed: July 30, 1999) OF ICE
Group
Art Unit: 3651

**INFORMATION DISCLOSURE STATEMENT
UNDER 37 C.F.R. §§ 1.97(c) and 1.98**

Assistant Commissioner for Patents
Washington, D.C. 20231

Attention: Examiner J.A. Shapiro

Dear Sir:

Applicants submit herewith references of which they are aware, which they believe may be material to patentability of the invention disclosed and claimed in the above-cited application and with respect to which there may be a duty to disclose in accordance with 37 C.F.R. § 1.56.

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231 on:

July 12, 2000

(Mailing Date)

Sheryl Schoen
(Typed Name)

Sheryl Schoen
(Signature)

July 12, 2000

(Date of Signature)

Applicants are submitting herewith copies of the references which are set forth on the attached Form PT/SB/08A. As all relevant parts of the references are in the English language, no explanation of the references is provided herein.

This Information Disclosure Statement is prior to the mailing date of a final Office Action or a Notice of Allowance in the application but not within any time period set forth in 37 C.F.R. § 1.37(b), and the Certification set forth in 37 C.F.R. § 1.37(e) cannot be made. Consequently the fee required by 37 C.F.R. § 1.17(p) is submitted herewith. The Patent and Trademark Office is also authorized to charge any additional fee which may be due to Deposit Account No. 02-4070. A duplicate copy of this document is enclosed in conjunction with the charge to the Deposit Account.


Further, while the references provided in this Information Disclosure Statement may be material to patentability pursuant to 37 C.F.R. § 1.56, it is not intended to constitute an admission that any reference referred to herein is prior art for this invention unless specifically designated as such.

Also, in accordance with 37 C.F.R. § 1.97(g), the filing of this Information Disclosure Statement shall not be construed to mean that a search has been made or that no other material information as defined in 37 C.F.R. § 1.56(a) exists.

Respectfully submitted,

Dated: July 12, 2000

By: _____


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Attorney for Applicants
Registration No. 24,536

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Docket No.: 7480-PA1CP2



GAU-3651
126
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PTO/SB/21 (6-98)

Approved for use through 9/30/2000. OMB 0651-0031

Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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TRANSMITTAL FORM <i>(To be used for all correspondence after initial filing)</i>	Application Number	09/364,794	
	Filing Date	July 30, 1999	
	First Named Inventor	J. Eric Berge	
	Group Art Unit	3651	
	Examiner Name	Jeffrey A. Shapiro	
Total Number of Pages in This Submission	547	Attorney Docket Number	7480-PA1CP2

ENCLOSURES (check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form <input checked="" type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment / Response <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input checked="" type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts Under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition Routing Slip (PTO/SB/69) and Accompanying Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Small Entity Statement <input type="checkbox"/> Request for Refund	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communications to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Additional Enclosure(s) (please identify below): <div>3 sheets of PTO/SB/08A (in duplicate; 54 references; Check for \$240; return reply postcard)</div>
Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
ATTORNEY NAME	JAMES W. MCCLAIN
FIRM	BROWN, MARTIN, HALLER & MCCLAIN, LLP
SIGNATURE	
DATE	July 12, 2000

CERTIFICATE OF MAILING			
I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231 on this date: July 12, 2000			
Typed or printed name	Sheryl Schoen		
Signature		Date	July 12, 2000



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FEE TRANSMITTAL for FY 2000 <small>Patent fees are subject to annual revision. Small Entity payments must be supported by a small entity statement, otherwise large entity fees must be paid. See Forms PTO/SB/09-12. See 37 C.F.R. §§ 1.27 and 1.28.</small>		Complete if Known	
		Application Number	09/364,794
		Filing Date	July 30, 1999
		First Named Inventor	J. Eric Berge
		Examiner Name	Jeffrey A. Shapiro
		Group / Art Unit	3651
		Attorney Docket No.	7480-PA1CP2
TOTAL AMOUNT OF PAYMENT		(\$) 240.00	

METHOD OF PAYMENT (check one)		FEE CALCULATION (continued)					
1. <input type="checkbox"/> The Commissioner is hereby authorized to charge indicated fees and credit any over payments to: Deposit Account Number <u>02-4070</u> Deposit Account Name <u>BROWN, MARTIN, HALLER & MCCLAIN</u> <input checked="" type="checkbox"/> Charge Any Additional Fee Required Under 37 C.F.R. §§1.16 and 1.17		3. ADDITIONAL FEES					
2. <input checked="" type="checkbox"/> Payment Enclosed: <input checked="" type="checkbox"/> Check <input type="checkbox"/> Money Order <input type="checkbox"/> Other							
FEE CALCULATION							
1. BASIC FILING FEE							
Large Entity Fee Code	Fee (\$)	Small Entity Fee Code	Fee (\$)	Fee Description	Fee Paid		
101	690	201	345	Utility filing fee			
106	310	206	155	Design filing fee			
107	480	207	240	Plant filing fee			
108	690	208	345	Reissue filing fee			
114	150	214	75	Provisional filing fee			
SUBTOTAL (1)					(\$)		
2. EXTRA CLAIM FEES							
Total Claims	Extra Claims	Fee from below					
Independent Claims	-20**=	X					
Multiple Dependent	- 3**=	X					
<small>**or number previously paid, if greater. For Reissues, see below.</small>							
Large Entity Fee Code	Fee (\$)	Small Entity Fee Code	Fee (\$)	Fee Description			
103	18	203	9	Claims in excess of 20			
102	78	202	39	Independent claims excess of 3			
104	260	204	130	Multiple dependent claim, if not paid			
109	78	209	39	**Reissue independent claims over original patent			
110	18	210	9	**Reissue claims in excess of 20 and over original patent			
SUBTOTAL (2)					(\$)		
		3. ADDITIONAL FEES (continued)					
		Large Entity Fee Code	Fee (\$)	Small Entity Fee Code	Fee (\$)	Fee Description	Fee Paid
		105	130	205	65	Surcharge - late filing fee or oath	
		127	50	227	25	Surcharge - Late provisional filing fee or cover sheet	
		139	130	139	130	Non-English specification	
		147	2,520	147	2,520	For filing a request for reexamination	
		112	920*	112	920*	Requesting publication of SIR prior to Examiner action	
		113	1,840*	113	1,840*	Requesting publication of SIR after Examiner action	
		115	110	215	55	Extension for reply within first month	
		116	380	216	190	Extension for reply within second month	
		117	870	217	435	Extension for reply within third month	
		118	1,360	218	680	Extension for reply within fourth month	
		128	1,850	228	925	Extension for reply within fifth month	
		119	300	219	150	Notice of Appeal	
		120	300	220	150	Filing a brief in support of appeal	
		121	260	221	130	Request for oral hearing	
		138	1,510	138	1,510	Petition to institute a public use proceeding	
		140	110	240	55	Petition to revive - unavoidable	
		141	1,210	241	605	Petition to revive - unintentional	
		142	1,210	242	605	Utility issue fee (or reissue)	
		143	430	243	215	Design issue fee	
		144	580	244	290	Plant issue fee	
		122	130	122	130	Petitions to the Commissioner	
		123	50	123	50	Petitions related to provisional applications	
		126	240	126	240	Submission of Information Disclosure Stmt	240
		581	40	581	40	Recording each patent assignment per property (times number of properties)	
		146	690	246	345	Filing a submission after final rejection (37 CFR 1.129(a))	
		149	690	249	345	For each additional invention to be examined (37 CFR 1.129(b))	
		Other fee (specify) _____					
		Other fee (specify) _____					
		SUBTOTAL (3)					(\$) 240.00
		* Reduced by Basic Filing Fee Paid					

SUBMITTED BY		Complete (if applicable)			
Name (Print/Type)	James W. McClain	Registration No. (Attorney/Agent)	24,536	Telephone	(619) 238-0999
Signature		Date	July 12, 2000		

WARNING:

Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.